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FEDERAL COMMUNICATIONS COMMISSION
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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable Wayne Allard
House of Representatives
422 Cannon House Office Building
Washington, D.C. 20515

Dear Congressman Allard:

This is in reply to your letter of June 30, 1993, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz. You expressed concern about the impact on local government, particularly those located in rural areas.

The primary purpose of the Notice was to foster emerging mobile telecommunications technologies that can help resolve spectrum congestion. While congestion is most pronounced in urban environments, the evidence suggests that pockets exist in even the most rural states. We are, however, fully aware of the varying needs of users of private land mobile radio spectrum, including local governments and those in rural areas. To this end, Commission staff has had numerous meetings with representatives of various groups representing mobile radio users. These discussions have been fruitful and should lead to final rules that achieve the important goals of the Notice while minimizing costs to all users.

Thank you for your interest in this proceeding. As you have requested, your concerns will be included in the record of this proceeding and will be considered in developing final rules.

Sincerely,

/s/

Joseph A. Levin
Chief, Policy and Planning Branch
Private Radio Bureau

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6/20/93

FCC

Ms. Donna R. Searcy, Sec.
Federal Communications Commission
1919 M Street NW, Room 222
Washington, D.C. 20554

Dear Ms. Searcy:

I would like to take this opportunity to express my concern regarding the proposed replacement of Part 90 of the present regulations with Part 88.

On March 25, 1993, one of my constituents, Charlotte Heinz, wrote a letter to you on behalf of Elbert County in Colorado. She is the chairman of the Elbert County Board of Commissioners. Ms. Heinz made some important points in that letter that deserve your attention when you are contemplating final changes in regulations.

It appears that Part 88 would put a financial burden on rural Colorado counties such as Elbert, that they can not afford to bear. In the November 1992 elections, Colorado passed Amendment 1 which prohibits state and local governments from raising additional revenue without approval of the voters. A cause such as raising taxes to comply with a federal mandate is not politically popular and could not command voter support. Without additional revenue, these counties would have to cut funding from other worthwhile projects in order to comply with this mandate.

I urge you either to exempt rural counties such as Elbert County from this proposed change in regulations or else to obtain funding to finance this mandate. I would appreciate a reply in reference to this matter.

Thank you for your time.

Sincerely,

Wayne Allard

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